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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 10 0859 RS
)	
Plaintiff,)	STIPULATION AND PROPOSED ORDER
)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
v.)	
)	
GARY LEE HARDEMAN,)	
)	
Defendant.)	
_____)	

The parties appeared before the Court on December 28, 2010. With the agreement of counsel for both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from December 28, 2010 to January 25, 2011, in light of the need for the defense to review discovery. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation of counsel, taking into account the exercise of

1 due diligence.

2 2. Given these circumstances, the Court found that the ends of justice served by excluding
3 the period from December 28, 2010 to January 25, 2011, outweigh the best interest of the public
4 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

5 3. Accordingly, and with the consent of the defendant, the Court ordered that the period from
6 December 28, 2010 to January 25, 2011, be excluded from the Speedy Trial Act calculations
7 under 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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9 SO STIPULATED:

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11 MELINDA HAAG
United States Attorney

12
13 DATED: December 30, 2010


/s/
14 PATRICIA SPALETTA
Special Assistant United States Attorney

15
16 DATED: December 30, 2010

/s/
17 Daniel Blank
Assistant Federal Public Defender

18
19 SO ORDERED.

20
21 DATED: 1/3/11


22 THE HON. RICHARD SEEBORG
United States District Court Judge